

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL WORK SESSION

February 9, 2016

Addison Town Hall, 5300 Belt Line Rd., Dallas, TX 75254

5:30 PM Dinner & Executive Session

6:00 PM Work Session

7:30 PM Regular Meeting

Present: Arfsten; Carpenter; Heape; Hughes; Mayor Meier; Wilcox

Absent: Moore

WORK SESSION

1. Discuss The **Proposed Public Information Policy For The Town Of Addison.**

City Secretary, Laura Bell, presented the information regarding the proposed policy. She detailed that the policy was just putting the current practices into a formal policy for the Town. She also gave Council an update on the number of requests being completed by the City Secretary's Office.

Council had a few clarifying questions. Council agreed to move forward with a Resolution formally adopting the policy.

2. Discuss And Coordinate The **Council Calendar For March, April & May 2016.**

City Secretary, Laura Bell, presented the calendars for March, April and May to the Council. Listed on the calendars were regular Council meetings and some outside functions for the Council that were scheduled in advance.

Council agreed to the Council meeting dates and thanked Ms. Bell for providing the information.

No action taken or needed.

3. Discussion On **Open Carry Regulations At Special Events.**

City Attorney, Brenda McDonald, presented the item to Council. She stated due to the nature of the Town's Special Events, the Council could direct the Attorney's office to submit an Attorney General's opinion for those events. Because the events usually have a carnival or amusement aspect, the Town could ask for the Attorney General to give an opinion as to if there is an exception to Open Carry. Ms. McDonald stated that it would take approximately 30-40 attorney hours to complete this request if Council would like to move in that direction.

Council had a discussion and agreed to not request an opinion from the Attorney General. However, Council would like staff to come up with guidelines and ideas for additional security measures at the Town's events. This information will come back to Council on a future agenda. It will be discussed in Executive Session.

4. Discuss **Funding Options For The Addison Groves Incentive Agreement.**

Scott Neils, Interim CFO, presented the item. He showed Council 4 different options in funding the Incentive Agreement for Addison Groves.

Council stated they would like to see other options that would not put the expense of the project out to affect the tax rate or to deplete fund balances. Council would like staff to look at some type of self-amortizing schedule to pay for the project.

Council reminded the public that this project is not on a pay up front basis. The payment will be done as a reimbursement to the improvements the developer makes to the project. This will allow staff and Council to look at different options to fund the project.

Staff will bring the item back to Council at a future meeting.

REGULAR MEETING

Pledge of Allegiance

Announcements and Acknowledgements regarding Town and Council Events and Activities

Discussion of Events/Meetings

Consent Agenda:

All items listed under the Consent Agenda are considered routine by the City Council and will be enacted by one motion with no individual consideration. If individual consideration of an item is requested, it will be pulled from the Consent Agenda and discussed separately.

Motion made by Arfsten Mayor Meier stated that Item #8 would be pulled for separate consideration.

The motion was to approve Items 6,7,9,10 & 11.

Seconded by Hughes

Voting AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier,
Wilcox

Passed

5. Public Comment.

The City Council invites citizens to address the City Council on any topic not on this agenda. Please fill out a **City Council Appearance Card** and submit it to a city staff member prior to Public Participation. Speakers are allowed **up to three (3) minutes per speaker** with **fifteen (15) total minutes** on items of interest or concern and not on items that are on the current agenda. In accordance with the Texas Open Meetings Act, the City Council cannot take action on items not

listed on the agenda. The Council may choose to place the item on a future agenda.

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6. Consider Approval Of The **Minutes For The January 18, 2016 Executive Session, January 18, 2016 Joint Meeting And Minutes For The January 26, 2016 Regular Meeting And Executive Session.**
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7. Consider An **Ordinance Ordering An Election On May 7, 2016 For The Purpose Of Electing Three (3) Council Members For Two (2) Year Terms Each.**
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8. Consider Authorizing The City Manager To **Enter Into A Contract With Icon Consulting Engineers, Inc., For Public Infrastructure Design Services For Vitruvian Phase V** In An Amount Not To Exceed \$311,065.00.

Motion made by Heape Director of Infrastructure and Development Services, Lisa Pyles, presented the item.

Council had a few clarifying questions regarding the contract.

Seconded by Carpenter

Voting AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier,
Wilcox

Passed

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9. Consider Authorizing the City Manager to **Approve an License Agreement with Greenhill School for the Use of an Easement Area on School Property.**
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10. Consider Authorizing The City Manager To **Approve the Assignment Of Ground Lease #0330-6803 (William R. White) Commonly Known As 16101-16111 Addison Road To Dukes Ice House, LLC.**
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11. Consider A **Request From Duke's Ice House, LLC For The Consent For Structural Modifications To The Leasehold Improvement On Ground Lease #0330-6804 (Duke's Ice House, LLC) Commonly Known As 16101-16111 Addison Road.**
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Regular Items

12. Discuss And Consider Approval Of **Change Order 5 To John Burns Construction, Inc. For The Belt Line Road Underground Utilities Project** In An Amount Not To Exceed \$257,886.68.

Assistant Director of Infrastructure, Jason Shroyer, presented the item. He answered a few clarifying questions from Council.

Motion made by Heape

Seconded by Carpenter

Voting AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier,
Wilcox

Passed

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13. Discuss And Consider A **Resolution Authorizing The City Manager To Enter Into A Contract With Gary Osier Presents, Inc., For Professional Services To Retain And Compensate The Band Perry As Performing Headliners For Taste Addison 2016.**

Motion made by Arfsten Director of Special Events and General Services, Mark Acevedo, presented the item to Council.

Deputy Mayor Pro Tem David Heape voiced his concerns that Council had not been involved in any of the planning of this event. He stated he would like to table the item to get a more detailed plan from staff on the entire event.

Mayor Meier also voiced the need to have an update from staff to Council on the event. Councilmember Hughes stated that he could agree with the statement.

Deputy Mayor Pro Tem Heape moved to table the item until staff could get more information to Council regarding the event. Councilmember Hughes seconded the motion. The vote was 3-3 for the motion. Mayor Meier broke the tie as a dissenting vote.

Council discussed the item further and compromised to allow staff to bring back the plan of action for the event at a future worksession.

Seconded by Carpenter

Voting AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier, Wilcox

Passed

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14. Discuss **Zika Virus Public Health Information.**

Environmental Services Official, Neil Gayden, presented the item. He briefed Council in the number of cases in the area, Dallas County response to the virus and the response that will come from the Town if needed.

Council asked a few clarifying questions.

No action was taken. Information only.

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15. Discuss And Consider Action Regarding **New Open Carry Regulations.**

Chief of Police, Paul Spencer, presented the item. He gave an overview of the changes to the Employee Handbook and the possible changes in signage at Town facilities.

Council agreed to allow staff to move forward with the changes to the Employee Handbook. Council also stated they wished to have the signs denoting the Concealed Handgun language to be posted at Open Meetings. They agreed to not post for the Open Carry signage.

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16. Discuss And Consider Action Needed To **Adopt The Addison Athletic Club Master Plan.**

Deputy City Manager, Cheryl Delaney and Athletic Manager, Randy Rogers, presented the item. Mr. Rogers went through the recommendations made from feedback during the meetings with facility users, community members, committee members and the consultant.

Council agreed that the concept plan needed to get more citizen feedback before the final plan goes forward. Council would like staff to communicate with every mode possible to the users and the community surrounding the center.

17. Discuss And Consider Action Needed To **Select The Next Special Area Study And Impacts On The Master Transportation Plan For The Town Of Addison.**

Assistant Director of Development Services, Charles Goff, presented the item. He gave a brief synopsis of how this Special project area could possibly affect the Master Transportation Plan project.

Council agreed that the Inwood Road project would be the next Special Area study to be completed. Council member Arfsten made a motion to approve Inwood Road as the next Special Study Area. Deputy Mayor Pro Tem Heape seconded the motion. The vote was cast 6-0 in favor of the motion. Council reiterated their concern with communicating the need for citizen feedback on the Special Area Study and the Master Transportation Plan.

Staff agreed that a major communication campaign would be put into effect for both project. More meetings will be budgeted and planned with the consultants to meet with the public.

Executive Session

18. Closed (executive) session of the Addison City Council pursuant to:

Section 551.071, Tex. Gov. Code, to conduct a private consultation with its attorney(s) on a mater in which the duty of the attorney(s) to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551, Tex. Gov. Code, pertaining to

- **Sales Tax Collection**
- **The ponds or lakes at Vitruvian Park, located within the vicinity and east of the intersection of Vitruvian Way and Ponte Ave, and Farmers Branch Creek**
- **Town of Addison v. Landmark Structures I, L.P. and Urban Green Energy Cause No. DC-15-0761 44th Judicial District Court, Dallas County, Texas**

Council convened into Executive Session at 5:35 pm.

Council recessed from Executive Session at 6:35 pm.

Council reconvened into Executive Session at 9:30pm.

Council adjourned from Executive Session at 10:22 pm.

No action was taken.

Reconvene from Executive Session

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19. **RECONVENE INTO REGULAR SESSION:** In accordance with Texas Government Code, Chapter 551, the City Council will reconvene into Regular Session to consider action, if any, on matter discussed in Executive Session.
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Adjourn Meeting

Mayor Meier adjourned the meeting at 10:23pm.

NOTE: The City Council reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including §551.071 (private consultation with the attorney for the City); §551.072 (purchase, exchange, lease or value of real property); §551.074 (personnel or to hear complaints against personnel); §551.076 (deployment, or specific occasions for implementation of security personnel or devices); and §551.087 (economic development negotiations). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.

Mayor-Todd Meier

Attest:

City Secretary-Laura Bell